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Answered 24 hours

September 1, 1995

Mr. Duane L. Anderson
Section Manager
Monitoring and Assessment Section
Water Quality Division
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155

RE: Fond du Lac Band of Chippewa Application for
Designation as a State Under the Clean Water Act

Dear Mr. Anderson:

Mr. Cool of the Attorney General's Office has advised us that an extension was granted from Friday, August 25, until Friday, September 1, 1995, so MPCA could submit any comments to the United States Environmental Protection Agency.

As I advised Mr. Cook in previous correspondence dated August 25, 1995, the official position of Carlton County in this matter should be considered and determined by the Board of Commissioners. As the policy-makers for the County, they are responsible for the customary review process in establishing an official County policy.

Although we have discussed this matter with Mr. Bruce Benson and have reviewed the applicable Code of Federal Regulations, it must be Carlton County's position that at this point and time, the County would oppose the Band's application for designated State status based only on the

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grounds that the County did not have sufficient time to submit this to the Board of Commissioners for a proper review and analysis.

Mr. Cool also suggested that in submitting your comments to the EPA, you could consider this letter as an official supplement to the previous correspondence dated August 25, 1995.

Sincerely,



Thomas H. Pertler

Assistant Carlton County Attorney

THP/ams

cc: Michael R. Dean, Assistant St. Louis County Attorney
Beverly Conerton, Assistant Attorney General
Rick Cool, Assistant Attorney General
Bruce E. Benson, Carlton County Zoning Administrator